

Western Digital Corporation 20511 Lake Forest Drive, E118-G Lake Forest, California 92630

> Tel: 949.672.7000 Fax: 949.672.6604

DATE:

September 28, 2005

TO:

COMMISSIONER FOR PATENTS, U.S. PATENT & TRADEMARK OFFICE

FAX NO:

(571) 273-2885 (ISSUE FEE)

NO. OF PAGES: Cover + 3

CERTIFICATE OF FACSIMILE TRANSMISSION

1 hereby certify that this correspondence is being
facsimile transmitted to the U.S. Patent and Trademark

Office on the date indicated below.

Renee M. Franks

Typed/Printed Name

Signature

September 28, 2005

Date

APPLICATION NO.	09/773,940
FILING DATE	01/31/2001
FIRST NAMED, INVENTOR	William P. Price
ART UNIT	2611
CONFIRMATION NO.	3283
EXAMINER	Ngoc K. Vu
ATTORNEY DOCKET NO.	K35A0755

TITLE

SYSTEM AND METHOD FOR SELECTING CONTENT TO BE PRESENTED TO A USER

### ATTACHED WITH THIS SUBMISSION:

- 1. Form PTOL-85 (1 page)
- 2. Comments on Examiner's Statement of Reasons for Allowance (2 page)

PLEASE CONFIRM RECEIPT OF THIS TRANSMISSION. IF THERE IS ANY PROBLEM WITH THIS TRANSMISSION, PLEASE CALL RENEE M. FRANKS AT (949) 672-7871.

#### CONFIDENTIALITY NOTE

THE INFORMATION CONTAINED IN THIS FACSIMILE TRANSMISSION MAY BE LEGALLY PRIVILEGED AND IS CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IT IS EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW, INCLUDING COURT ORDERS, IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THIS FACSIMILE TRANSMISSION TO THE INTENDED RECIPIENT. YOU ARE HEREBY NOTIFIED THAT ANY USE, DISSEMINATION, DISTRIBUTION OR COPY OF THIS FACSIMILE TRANSMISSION OR ITS INFORMATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS FACSIMILE TRANSMISSION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEFAX OR TELEPHONE USING THE ABOVE NUMBERS AND AIRMAIL THIS FACSIMILE TRANSMISSION BACK TO US IMMEDIATELY. THANK YOU.

Y:\K35A\A0700-A0799\A0755\FTO\A0755\_Faxcover USFTO - ISSUE FILE.doc



PATENT

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: William P. Price

Art Unit:

Examiner:

2611

Serial No.:

09/773,940

Ngoc K. Vu

Filing Date:

01/31/2001

Confirmation No.:

3283

Docket No.:

K35A0755

For: SYSTEM AND METHOD FOR SELECTING CONTENT TO BE PRESENTED TO A USER

## **COMMENTS ON EXAMINER'S STATEMENT OF REASONS FOR ALLOWANCE**

MAIL STOP ISSUE FEE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

# Dear Sir:

The Examiner's Reasons for Allowance were authored unilaterally by the Examiner and may be over inclusive or under inclusive. As such, they should not be considered as an admission by the Applicants. Different or other reasons for allowance may also be apparent from the record in this case.

Art Unit 2611 Serial No. 09/773,940 PATENT

Attorney Docket No.: K35A0755

For example, among other limitations, the Applicants note that Claim 13 recites "generating a match signal only when the number of matches . . . is at least a sufficient number," and Claim 25 recites a system including a processing module that is "configured to determine a number of matches . . . and to generate a match signal only when the number of matches . . . is at least a sufficient number." Neither of these claims recites "transmitting a match signal . . . only when the number of matches . . . is at least a sufficient number," as implied by the Examiner.

Respectfully submitted,

Date: September 28, 2005

Milad G. Shara, Esq. Reg. No. 39,367

WESTERN DIGITAL TECHNOLOGIES, INC.

20511 Lake Forest Drive Lake Forest, CA 92630 Tel.: (949) 672-7000

Fax: (949) 672-6604